

NO. 010

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EFFECTIVE: MAY 11, 2012

SECTION TWO
GENERAL RULES & REGULATIONS

FMC SUBRULE: 34-A03

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Volume Discounts

At the request by a shipping line, any third-party terminal operator ("operator") shall extend an all inclusive container rate to any existing shipping line that produced more than 85,000 container moves during the Port's previous fiscal year. The all inclusive container rate (hereinafter referred to as "Port Throughput Charge") shall substitute for the existing dockage, wharfage, and crane rental charges (regular and overtime) being paid by the shipping line, whether through the Tariff or under the terms of a terminal operating agreement.

The below lift rates, which shall be paid by the terminal operator to the Port on behalf of the shipping line, include Port dockage, wharfage and crane rental rates (regular and overtime) inclusive of start up and tear down charges.

Port Throughput Charge:

0 to 85,000 Lifts	\$72.00 per Lift *
85,001 to 100,000 Lifts	\$60.00 per Lift
100,001 to 115,000 Lifts	\$50.00 per Lift
115,001 Lifts and above	\$40.00 per Lift
New service	\$40.00 per Lift **

* Upon reaching lift 85,000, the shipping line shall be entitled to a \$12.00 per lift rebate from its first lift to its 85,000 lift. In this instance, the rebate shall be issued directly by the Port to the shipping line. There shall be no retroactive rebate to a shipping line if the higher throughput thresholds over 85,000 lifts are met. Also upon the shipping line reaching lift 85,000, the Port will reimburse the operator(s) \$2.00 per lift from the first lift by the shipping line for their respective moves handled.

In the case that the above rates are applied to a shipping line whose containers are shipped to the Port by a shipping line that does not qualify for the above volume discount, the Port will pro-rate any applicable dockage or crane rental charges to the non-qualifying shipping line to account for the charges for containerized cargo made pursuant to the volume discounts above.

Such volume throughput shall be counted from the beginning of each Fiscal Year (October 1 – September 30) for the Port of Miami (tiers resetting every 12 months).

**New Service

New service container volumes qualifying for the \$40 container rate will not count

ITEM

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PAYMENT
OF BILLS
(I)

ISSUED BY

MIAMI-DADE COUNTY SEAPORT DEPARTMENT

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toward the calculation of the Volume Discount. However, a line may elect to forego the \$40 New Service rate at the time the service is introduced, thereby allowing the throughput to count toward the Volume Discount. New Service shall cease being deemed New Service as of September 30, 2014, and the volume discount for any New Service shall not extend beyond September 30, 2014

Definitions:

Lift(s): Any container, laden or empty, loaded onto or discharged from a vessel or barge in the Port of Miami, save that transshipments will only count as one (1) Lift and shall be assessed only one (1) Port Throughput Charge. Shiftings and restow moves are excluded.

Fiscal Year(s): Any twelve (12) month period from October 1st to September 30th of the following year.

New Service: Any new vessel line service calling at the Port introduced by a shipping line which exceeds 85,000 moves after the date of this Tariff publication.

Eligibility:

Only individual shipping lines that produce more than 85,000 moves in a Fiscal Year shall qualify for this Volume Discount program.

The total volume in the Port of an individual shipping line shall include any such shipping line's container moves performed in the Port of Miami, in one or more container terminals, on its own vessels or any other vessel or barge operated by another ocean carrier or barge operator through a vessel sharing or slot charter agreement.

However, if individual shipping lines participate in consortia or vessel sharing agreements with other shipping lines, individual shipping lines shall not be able to include the containers subject to a contract of carriage issued by their partners when calculating their eligibility under this Volume Discount program.

The above rates may vary for lines entering into agreements with the County, whereby the line(s) guarantee an annual minimum throughput commitment.

ISSUED BY

MIAMI-DADE COUNTY SEAPORT DEPARTMENT